



United States of America
FEDERAL TRADE COMMISSION
600 PENNSYLVANIA AVE. NW, CC-9528
WASHINGTON, DC 20580

Division of Enforcement
Bureau of Consumer Protection

Jonathan Cohen
(202) 326-2551; jcohen2@ftc.gov

Evan Mendelson
(202) 326-3320; emendelson@ftc.gov

Sana Chaudhry
(202) 326-2679; schaudhry@ftc.gov

Jonathan W. Ware
(202) 326-2726; jware1 @ftc.gov

Anthony Saunders
(202) 326-2917; asaunders@ftc.gov

Olivia Jerjian
(202) 326-2749; ojerjian@ftc.gov

Colin D. A. MacDonald
(206) 220-4474; cmacdonald@ftc.gov

Jeffrey Tang
(310) 824-4303; jtang@ftc.gov

Rachel F. Sifuentes
(312) 960-5617; rsifuentes@ftc.gov

July 2, 2025

RE: *FTC v. Amazon.com, Inc.*, No. 2:23-cv-00932-JHC (W.D. Wash.)
Today's Oral Argument

Judge Chun,

On Monday, we asked Defendants' counsel to authorize us to reference a small number of additional, likely non-confidential discovery materials during today's public oral argument. Defendants declined to do so, citing the relatively short notice and the asserted complexity of our request. We will work with Defendants to narrow the request; however, in the event that Defendants still do not authorize us to discuss these materials publicly before today's oral argument, we have attached them (under seal) here so that the Court may review them if it chooses.

Very truly yours,

Jonathan Cohen

Counsel to Plaintiff Federal Trade Commission

Enclosure

CC: Via Email

Laura Flahive Wu (lflahivewu@cov.com)
 Laura M. Kim (lkim@cov.com)
 John D. Graubert (jgraubert@cov.com)
 Stephen P. Anthony (santhonay@cov.com)
 John E. Hall (jhall@cov.com)
 Megan L. Rodgers (mrodgers@cov.com)
 Marc Capuano (mcapuano@cov.com)
 Kevin Kelly (kkelly@cov.com)
 Anders Linderot (alinderot@cov.com)

Covington & Burling LLP
 One CityCenter, 850 Tenth Street NW
 Washington, DC 20001-4956

John C. Hueston (jhueston@hueston.com)
 Moez M. Kaba (mkaba@hueston.com)
 Joseph A. Reiter (jreiter@hueston.com)
 Joseph Aronsohn (jaronsohn@heuston.com)
 Karen Ding (kding@heuston.com)
 Cassidy O'Sullivan (cosullivan@hueston.com)
 Vicki Chou (vchou@heuston.com)
 Lisa Chen (lchen@heuston.com)
 Warren Chu (wchu@hueston.com)

Hueston Hennigan LLP
 523 West 6th St., Suite 400
 Los Angeles, CA 90014

Kenneth E. Payson (kenpayson@dwt.com)
 James Howard (jimhoward@dwt.com)
 Theo Lesczynski (theolesczynski@dwt.com)
 Gina Chan (ginachan@dwt.com)

Davis Wright Tremaine LLP
 920 5th Avenue, Suite 3300
 Seattle, WA 98104

Edward Hassi (thassi@debevoise.com)
 Anna Moody (amoody@debevoise.com)

Debevoise & Plimpton LLP
 801 Pennsylvania Avenue, NW
 Washington, D.C. 20004

Ralph J. Caccia (rcaccia@wiley.law)
 Enbar Toledano (etoledano@wiley.law)

Wiley Rein LLP
 2050 M Street NW
 Washington, DC 20036

Richard Donoghue
 (Richard.donoghue@pillsburylaw.com)

Pillsbury Winthrop Shaw Pittman LLP
 31 West 52nd Street
 New York, NY 10019-1638

| Tab | Bates Number | Date | Privileged and Confidential (P&C) or “Raw Notes” | Examples of Content Concerning Privileged and Confidential (P&C) Designations or Instructions to Destroy “Raw Notes” |
|------------|-----------------------------------|-------------|---|---|
| 1 | Amazon-FTC-CID_07392031 (Pg. 032) | 3/2/2021 | P&C | |
| 2 | Amazon-FTC-CID_06991007 (Pg. 007) | 5/18/2020 | P&C | |
| 3 | Amazon-FTC-CID_07733633 (Pg. 636) | 6/4/2020 | P&C | |
| 4 | Amazon-FTC-CID_09960883 (Pg. 883) | 5/8/2019 | P&C | |
| 5 | AMZN-RTL-FTC-08440030 (Pg. 031) | 01/21/2021 | P&C | |
| 6 | Amazon-FTC-CID_07872824 (Pg. 824) | 3/12/2019 | P&C | |
| 7 | AMZN-RTL-FTC-14063464 (Pg. 465) | 7/26/2021 | “Raw Notes” | |
| 8 | AMZN-RTL-FTC-11162914 (Pg. 919) | 5/13/2023 | “Raw Notes” | |

| | | | | |
|----|--------------------------------------|------------|-------------|--|
| | | | | |
| 9 | Amazon-FTC-CID_10294467 (Pg. 467) | 10/17/2019 | “Raw Notes” | |
| 10 | AMZN-RTL-FTC-09491766 (Pg. 768) | 7/31/2023 | “Raw Notes” | |
| 11 | AMZN-RTL-FTC-11481336 (Pg. 336) | 2/1/2022 | “Raw Notes” | |

| Tab | Bates Number | Date | Document Withheld in Full or in Part | Example of Content Withheld on Privilege Grounds |
|-----|-------------------------------------|-----------|--------------------------------------|--|
| 12 | AMZN-PRM-FTC-001551540 (Pg. 540) | 6/16/2017 | Partially Withheld | |
| 13 | AMZN-PRM-FTC-002317819 (Pg. 823) | 5/29/2022 | Partially Withheld | |
| 14 | AMZN-PRM-FTC-002040948 (Pg. 948) | 5/18/2018 | Partially Withheld | |
| 15 | AMZN_00045678 (Pg. 001) | 4/26/2021 | Fully Withheld | |

**TABS 1 - 15
FILED UNDER
SEAL**